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6 **IN THE UNITED STATES DISTRICT COURT FOR THE**
7 **EASTERN DISTRICT OF CALIFORNIA**
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10 **MARIA TORRES and MELCHOR**) **1: 02-CV-6385 AWI GSA**
11 **TORRES, individually and as**)
12 **Administrators of the Estate of**)
13 **EVERARDO TORRES,**) **ORDER VACATING NOVEMBER 9,**
14 **Plaintiffs,**) **2009 HEARING**
15 **v.**)
16 **CITY OF MADERA, et al.,**)
17 **Defendants.**)
18 _____)
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22 Plaintiffs have noticed for hearing and decision a request for certification pursuant to
23 Rule 54(b). The matter was scheduled for hearing to be held on November 9, 2009. Defendants
24 have not filed an opposition to Plaintiffs' motion. The court has reviewed Plaintiffs' motion and
25 the applicable law, and has determined that the motion is suitable for decision without oral
argument. See Local Rule 78-230(h).

26 Therefore, IT IS HEREBY ORDERED that the previously set hearing date of November
27 9, 2009, is VACATED, and no party shall appear at that time. As of November 9, 2009, the
28 court will take the matter under submission, and will thereafter issue its decision.
IT IS SO ORDERED.

Dated: November 5, 2009

/s/ Anthony W. Ishii
CHIEF UNITED STATES DISTRICT JUDGE